

Declaration for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe that I am original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

**SYSTEM AND EMBEDDED LICENSE CONTROL MECHANISM FOR THE CREATION
AND DISTRIBUTION OF DIGITAL CONTENT FILES AND ENFORCEMENT OF
LICENSED USE OF THE DIGITAL CONTENT FILES,**

the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations § 1.56(a).

The present Application claims the benefit under 35 U.S.C. 120 of co-pending U.S. Patent Application No. 08/814,118, filed March 10, 1997 by inventors common with the present Application and, insofar as the subject matter of each of the claims of this Application is not disclosed in the prior U.S. Patent Application No. 08/814,118 in the manner provided in the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the filing date of this Application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Power of Attorney

As the below named inventor, I hereby appoint the following with full powers of association, substitution and revocation to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

Gary D. Clapp, Reg. No. 29,055

Please direct all correspondence and telephone calls to:

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Inventor's Signature:

 4/5/2000

Date

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Full name of second inventor: **PETER L. TIERNEY**

Inventor's Signature :

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Full name of third inventor: **MARIOS ARNAOUTOGLOU-ANDREOU**

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**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
UNDER 37 CFR 1.9(f) & 1.27(c) - SMALL BUSINESS CONCERN**

Applicants: **ROBERT J. DOHERTY, PETER L. TIERNEY, and
MARIOS ARNAOUTOGLOU-ANDREOU**

Serial No.:

Filed:

Title: **SYSTEM AND EMBEDDED LICENSE CONTROL MECHANISM FOR
THE CREATION AND DISTRIBUTION OF DIGITAL CONTENT FILES
AND ENFORCEMENT OF LICENSED USE OF THE DIGITAL
CONTENT FILES**

I hereby declare that I am an official of the small business concern identified below:

**VIATECH TECHNOLOGIES INC.
7 LINCOLN STREET
NATICK, MASSACHUSETTS 01760**

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in the application identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entities under 39 CFR 1.9(c), and no rights to the

invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(c), or a non-profit organization under 37 CFR 1.9(e). No such person, concern or organization exists.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: FRANK A. SOLA

Title of Person Signing: CHIEF EXECUTIVE OFFICER

Signature:



Frank A. Sola

Date:

4/6/2000